

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**UNITED STATES, et al., ex rel., TIMOTHY
SIRLS,**

Plaintiffs,

v.

KINDRED HEALTHCARE, INC., et al.,

Defendants.

CIVIL ACTION

NO. 16-0683-KSM

ORDER

AND NOW, this 20th day of August, 2024, upon consideration of Special Master Honorable (Ret.) Thomas J. Rueter's May 8, 2024 Report and Recommendation (the "May R&R") (Doc. No. 185-1), Defendants' objections (Doc. Nos. 185, 186), Relator's opposition brief (Doc. No. 187), and Defendants' reply brief (Doc. No. 188), it is **ORDERED** as follows:

1. Defendants' objections (Doc. Nos. 185, 186) are **OVERRULED**. If appropriate, Defendants may raise the statute of limitations defense at summary judgment.
2. The May R&R (Doc. No. 185-1) is **APPROVED AND ADOPTED**. Relator is entitled to discovery going back to January 1, 2008.

IT IS SO ORDERED.

/s/Karen Spencer Marston

KAREN SPENCER MARSTON, J.